

FILED

CLERK'S OFFICE, U.S. DISTRICT COURT

Mar 13 2001 FED CT 4:29

BEST  
BY  
DEPUTY CLERK  
*[Signature]*

WAYNE KLEIN (#3819)  
Assistant Attorney General  
MARK L. SHURTLEFF (#4666)  
Utah Attorney General  
Attorneys for State of Utah  
160 East 300 South, 5<sup>th</sup> Floor  
Box 140872  
Salt Lake City, UT 84114-0872  
Telephone (801) 366-0358  
Facsimile (801) 366-0315

UNITED STATES DISTRICT COURT  
DISTRICT OF UTAH, CENTRAL DIVISION

KENNECOTT UTAH COPPER  
CORPORATION, a Delaware Corporation,

Plaintiff,

vs.

NUCOR CORPORATION, a Delaware  
Corporation; GS INDUSTRIES, INC., a  
Delaware Corporation; GS INDUSTRIES  
dba GST STEEL COMPANY, a Delaware  
Corporation, MOLY-COP CHILE, S.A., a  
foreign corporation,

Defendants.

**MOTION FOR CONSOLIDATION**

Civil No. 2:01 CV 0062C

Judge Tena Campbell

Pursuant to Rule 42(a), F.R.C.P., the State of Utah hereby moves to consolidate, before this Court, a separate lawsuit filed by the State of Utah involving the same defendants and the same issues as involved in this case.

The case for which consolidation is sought is 2:01CV0106, brought by the State of Utah

FILED

*[Signature]*

against the same defendants. The State of Utah's case, filed February 13, 2001, has been initially assigned to Judge Greene.

This motion is supported by the accompanying Memorandum in Support.

DATED This 14<sup>th</sup> day of February, 2001

MARK L. SHURTLEFF  
Attorney General of Utah  
R. WAYNE KLEIN  
Assistant Attorney General

By: Wayne Klein  
Wayne Klein  
Attorneys for Plaintiff  
THE STATE OF UTAH

**SO ORDERED**

Tena Campbell  
TENA CAMPBELL  
United States District Judge

Date 3-13-2001,

alt

United States District Court  
for the  
District of Utah  
March 13, 2001

\* \* CERTIFICATE OF SERVICE OF CLERK \* \*

Re: 2:01-cv-00106

True and correct copies of the attached were either mailed or faxed by the clerk to the following:

R. Wayne Klein, Esq.  
UTAH ATTORNEY GENERAL'S OFFICE  
160 E 300 S  
PO BOX 140872  
SALT LAKE CITY, UT 84114-0872  
JFAX 9,3660315

Brent O. Hatch, Esq.  
HATCH & JAMES  
10 W BROADWAY STE 400  
SALT LAKE CITY, UT 84101  
JFAX 9,3636666